

FILED

SEP 25 2009

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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CR 09-931 MAP

UNITED STATES OF AMERICA,

Plaintiff,

v.

CECILIA CHAO,

Defendant.

Criminal No. 3 09 70785 BZ

**STIPULATION AND PROPOSED
ORDER TO CONTINUE
APPEARANCE**

The defendant, CECILIA CHAO, has been ordered to appear before the Honorable Maria-Elena James, U.S. Magistrate Judge, on September 25, 2009, at 9:30 a.m. for preliminary hearing or initial appearance on an indictment. The parties have agreed that the government may file an information in lieu of seeking an indictment and anticipate that the matter may be assigned to the Honorable Susan Illston, United States District Court Judge, pursuant to Crim. L.R.8-1 and Civ. L. R. 3-12. In order to allow enough time for that process to occur and to coordinate appearances for the defendant on a Friday, the parties hereby agree and respectfully

Stipulation to Continue Initial Appearance
3 09 70785 BZ

request that Ms. Chao's next appearance may be continued to October 2, 2009, at 9:30 a.m. before ^{MEJ}Elizabeth D. LaPorte, U.S. Magistrate Judge. Mr. Breakstone represents that he has advised Ms. Chao of this Stipulation and Proposed Order and that Ms. Chao has agreed to appear on October 2, 2009, as set forth herein and agrees to waive time for preliminary hearing or indictment pursuant to Rule 5.1(c) and (d).

DATED: September 23, 2009

/s/
ROBERT J. BREAKSTONE
Counsel for Defendant

DATED: September 23, 2009

/s/
JEFFREY R. FINIGAN
Assistant United States Attorney

ORDER

For the reasons stated by the parties herein, it is hereby ORDERED that the appearance for defendant, CECILIA CHAO, is **CONTINUED** from September 29, 2009, at 9:30 a.m. to October 2, 2009, at 9:30 a.m. before the Honorable Elizabeth D. LaPorte, U.S. Magistrate Judge and that time is excluded pursuant to Rule 5.1(d).

DATED: 9-25-09



MARIA ELENA JAMES
UNITED STATES MAGISTRATE JUDGE